



16 AUG 2007

PHILIPS ELECTRONICS NORTH AMERICA CORPORATION  
INTELLECTUAL PROPERTY & STANDARDS  
370 W. TRIMBLE ROAD MS 91/MG  
SAN JOSE CA 95131

In re Application of	:	
GASMI et al.	:	
Application No.: 10/500,619	:	DECISION ON
PCT No.: PCT/IB02/05619	:	
Int. Filing Date: 18 December 2002	:	PETITION UNDER
Priority Date: 28 December 2001	:	
Attorney Docket No.: FR01 0194US	:	37 CFR 1.137(b)
For: REGENERATING AMPLIFIER CIRCUIT	:	

This decision is in response to applicants' petition under 37 CFR 1.137(b) filed 19 December 2005.

### **BACKGROUND**

On 18 December 2002, applicant filed international application PCT/IB02/05619 which designated the U.S. and claimed a priority date of 28 December 2001. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 24 July 2003. The thirty-month period for paying the basic national fee in the United States expired at midnight on 28 June 2004.

On 30 June 2004, applicant filed a transmittal letter for entry into the national stage in the United States, which was accompanied by, *inter alia*, the Basic National Fee and a declaration of the inventors.

On 15 December 2004, the United States Designated/Elected Office (DO/EO/US) mailed a NOTIFICATION OF ABANDONMENT (Form PCT/DO/EO/909) indicating that the application was abandoned as to the United States of America for failure to pay the full U.S. Basic National Fee within thirty months of the earliest priority date.

On 19 December 2005, applicants filed the instant petition under 37 CFR 1.137(b) to revive the application.

### **DISCUSSION**

A petition to revive the present application under 37 CFR 1.137(b) must include:

(1) The required reply;

- (2) The petition fee;
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition was unintentional.

As to item (1), applicant submitted the basic national fee on 30 July 2004.

As to item (2), applicant submitted the petition fee on 19 December 2005.

As to item (3), the required statement has been provided.

A review of the application file reveals that, with the filing of the present petition and accompanying papers, a proper response has been submitted and all of the requirements of 37 CFR 1.137(b) for revival have been satisfied and revival is therefore appropriate.

Declaration of Inventors

The declaration of the inventors filed 30 June 2004 is in compliance with 37 CFR 1.497(a)-(b). The surcharge under 37 CFR 1.492(h) for filing any of the search fee, the examination fee, or the oath or declaration after the date of the commencement of the national stage has been charged to Deposit Account 141270.

**CONCLUSION**

The petition under 37 CFR 1.137(b) is **GRANTED** for the reasons set forth above.

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application.



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